

The Honorable Marsha J. Pechman

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

DIANNE KELLEY and KENNETH HANSEN,	)	No. C 07-475 MJP
	)	
Plaintiffs,	)	[PROPOSED] PROTECTIVE
v.	)	ORDER SEALING CERTAIN
	)	CONFIDENTIAL DOCUMENTS
MICROSOFT CORPORATION, a Washington	)	AND RELATED BRIEFING
corporation,	)	
	)	<i>Note on Motion Calendar:</i>
Defendant.	)	January 15, 2008
	)	
	)	

In accordance with the requirements of the Court's Protective Order [Dkt. No. 57], this matter came before the Court on the motion of Plaintiffs for an order sealing (a) Exhibit A to the Declaration of Jeffrey Thomas [Dkt. No. 114], (b) Exhibit A to the Supplemental Declaration of William C. Smart [Dkt. No. 117], and (c) Plaintiffs' Replies in Support of Class Certification and for Application of Washington Law [Dkt. Nos. 112 and 115]. Thereafter, defendant Microsoft Corporation ("Microsoft") filed its Response to Plaintiffs' Motion to Seal for the purpose of making the showing required by CR 5(g).

The Court has considered the papers filed in support of and in opposition to the relief requested in the motion and the attachments thereto. Based on these materials, the Court hereby

**GRANTS** the requested protective order.

PROTECTIVE ORDER SEALING CERTAIN CONFIDENTIAL  
DOCUMENTS AND RELATED BRIEFING  
UNDER CR 5(g) (NO. C07-475 MJP) – 1

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1 The Clerk is directed to maintain under seal the following documents in the record:

- 2 1. Exhibit A to the Declaration of Jeffrey Thomas, filed under seal with the Court  
3 on December 19, 2007 [Dkt. No. 114];  
4 2. Exhibit A to the Supplemental Declaration of William C. Smart, filed under  
5 seal with the Court on December 19, 2007 [Dkt. No. 117]; and  
6 3. Plaintiffs' Reply in Support of Motion for Class Certification, filed under seal  
7 with the Court on December 19, 2007 [Dkt. No.112].

8 By agreement of the parties, Plaintiffs' Reply in Support of Motion for Application of  
9 Washington Law, filed under seal with the Court on December 19, 2007 [Dkt. No.115], need  
10 not remain under seal. The Clerk is hereby directed to unseal Docket No. 115.

11 Plaintiffs counsel are directed, within 10 days of the date of this Order, to file for the  
12 public record a redacted version of Plaintiffs' Reply in Support of Motion for Class  
13 Certification [Dkt. No. 112], fully obscuring the confidential information addressed in this  
14 Order. In preparing the redacted version, Plaintiffs' counsel shall redact not only material  
15 quoted verbatim from the confidential documents that this Order directs remain under seal but  
16 also any text that summarizes or paraphrases the confidential information remaining under  
17 seal.

18 It is so ordered.

19 DATED this \_\_\_\_\_ day of \_\_\_\_\_, 2008.

20  
21  
22 \_\_\_\_\_  
The Honorable Marsha J. Pechman  
United States District Judge

23 Presented by:

24 Davis Wright Tremaine LLP  
Attorneys for Defendant Microsoft Corporation

25 By /s/ Stephen M. Rummage  
26 Stephen M. Rummage, WSBA #11168

27 PROTECTIVE ORDER SEALING CERTAIN CONFIDENTIAL  
DOCUMENTS AND RELATED BRIEFING  
UNDER CR 5(g) (NO. C07-475 MJP) – 2

CERTIFICATE OF SERVICE

I hereby certify that on January 10, 2008, I electronically filed the foregoing  
*[Proposed] Protective Order Sealing Certain Confidential Documents and Related Briefing*  
with the Clerk of the Court using the CM/ECF system which will send notification of such  
filing to the following:

Jeffrey I. Tilden:	<a href="mailto:jtilden@gordontilden.com">jtilden@gordontilden.com</a>
Jeffrey M. Thomas:	<a href="mailto:jthomas@gordontilden.com">jthomas@gordontilden.com</a>
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DATED this 10<sup>th</sup> day of January, 2008.

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*Attorneys for Microsoft Corporation*

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